

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: James E. Selis

Group Art Unit: 3773

Serial No.: 10/631,204

Examiner: Tyson, Melanie Ruano

Filed: July 31, 2003

For: BIOPSY DEVICES AND METHODS

Attorney Docket No.: 1142-001

CONDITIONAL TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Dear Sir:

1. The owner, James E. Selis, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory terms of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 11/150,666, filed on June 10, 2005. The owner hereby agrees that any patent so granted on this instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

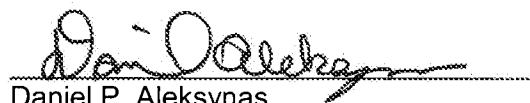
2. In making the above disclaimer, James E. Selis, through its attorney, does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of Serial No. 11/150,666, filed on June 10, 2005. In the event that it: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(b), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term, except for the separation of legal title above.

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Respectfully submitted,

Dated: Sept. 21, 2009

Customer No. 25215



Daniel P. Aleksynas
Registration No. 62,551
DOBRUSIN & THENNISCH PC
29 W. Lawrence Street, Suite 210
Pontiac, MI 48342
(248) 292-2920